

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

GUADALUPE MARTINEZ,

Defendant.

**4:12CR3019**

**MEMORANDUM AND ORDER**

Defendant has moved to continue defendant's change of plea hearing. (Filing No. 35). As explained in the motion, the defendant's counsel needs additional time to review discovery and confer with the defendant. The motion to continue is unopposed. Based on the showing set forth in the motion, the court finds the motion should be granted. Accordingly,

IT IS ORDERED:

- 1) Defendant's motion to continue, (filing no. 35), is granted.
- 2) The defendant's plea hearing will be held before the undersigned magistrate judge on September 19, 2012 at 9:30 a.m. The defendant is ordered to appear at this hearing.
- 3) For the reasons stated herein and on the record, the Court finds that the ends of justice served by continuing defendant's plea hearing outweigh the best interest of the defendant and the public in a speedy trial. Accordingly, the time between today's date and September 19, 2012 shall be excluded for speedy trial calculation purposes. 18 U.S.C. § 3161(h)(7).

August 31, 2012.

BY THE COURT:

s/ Cheryl R. Zwart  
United States Magistrate Judge